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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

CENTRAL ILLINOIS PUBLIC SERVICE ) DOCKET NO.  
COMPANY d/b/a AmerenCIPS ) 07-0532  
)  
Petition for a Certificate of )  
Public Convenience and Necessity, )  
pursuant to Section 8-406 of the )  
Illinois Public Utilities Act, to )  
construct, operate and maintain )  
new 138,000 volt electric lines in )  
Madison County, Illinois. )

Springfield, Illinois  
Tuesday, January 8, 2008

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MS. LISA TAPIA, Administrative Law Judge

APPEARANCES:

MR. ALBERT STURTEVANT  
JONES DAY  
77 West Wacker  
Chicago, Illinois 60601  
Ph. (312) 269-4094

(Appearing on behalf of  
Petitioner via teleconference)

SULLIVAN REPORTING COMPANY, by  
Carla J. Boehl, Reporter  
Ln. #084-002710

1 APPEARANCES: (Cont'd)

2 MS. LINDA M. BUELL  
Office of General Counsel  
3 527 East Capitol Avenue  
Springfield, Illinois 62701

4  
5 (Appearing on behalf of Staff  
of the Illinois Commerce  
Commission)

6  
7 MR. ARSHIA JAVAHERIAN  
Office of General Counsel  
160 North LaSalle Street, Suite C-800  
8 Chicago, Illinois 60601

9 (Appearing on behalf of Staff of  
the Illinois Commerce Commission  
10 via teleconference)

11 MR. JOSEPH E. DONOVAN  
MR. CHRISTOPHER J. TOWNSEND  
12 DLA PIPER US, LLP  
203 North LaSalle Street, 15th Floor  
13 Chicago, Illinois 60601  
Ph. (312) 368-7926

14  
15 (Appearing on behalf of BP  
Products North America, Inc.,  
via teleconference)

16  
17 MR. ERIC ROBERTSON  
MR. RYAN ROBERTSON  
LUEDERS, ROBERTSON AND KONZEN  
18 P.O. Box 735  
Granite City, Illinois 62040

19  
20 (Appearing on behalf of WRB  
Refining, LLC, via  
teleconference)

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1		<u>I N D E X</u>			
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3	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
4	None .				
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13		<u>EXHIBITS</u>			
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15				<u>MARKED</u>	<u>ADMITTED</u>
16	None .				
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PROCEEDINGS

JUDGE TAPIA: By the authority vested in me by the Illinois Commerce Commission, I now call Docket Number 07-0532. This docket was initiated by Central Illinois Public Service Company doing business as AmerenCIPS. The applicant seeks a Certificate of Public Convenience and Necessity pursuant to Section 8-406 of the Illinois Public Utilities Act, authorizing AmerenCIPS to construct, operate and maintain two new 138 kilovolt transmission lines connecting the Wood River refinery, and for an order under Section 8-503 of the Illinois Public Utilities Act directing that the transmission lines be built.

May I have the appearances for the record, please, starting here in Springfield?

MS. BUELL: Appearing on behalf of Staff witnesses of the Illinois Commerce Commission, Linda M. Buell and Arshia Javaherian, 527 East Capitol Avenue, Springfield, Illinois 62701.

JUDGE TAPIA: Thank you. And on the phone?

MR. STURTEVANT: Appearing on behalf of AmerenCIPS, Albert Sturtevant, S-T-U-R-T-E-V-A-N-T,

1 Jones Day, 77 West Wacker, Chicago, Illinois 60601.

2 My phone number is (312) 269-4094.

3 MR. DONOVAN: On behalf of BP Products North  
4 America, Inc., the law firm of DLA Piper U.S, LLP by  
5 Joseph E. Donovan, D-O-N-O-V-A-N, and Christopher J.  
6 Townsend, T-O-W-N-S-E-N-D. We are at 203 North  
7 LaSalle, 15th Floor, Chicago, Illinois 60601. My  
8 number is (312) 368-7926.

9 MR. E. ROBERTSON: Eric Robertson, Ryan  
10 Robertson, Lueders, Robertson and Konzen, P.O. Box  
11 735, Granite City, Illinois 62040, on behalf of WRB  
12 Refining, LLC.

13 JUDGE TAPIA: Thank you. Let the record  
14 reflect that this is the initial hearing in this  
15 matter. Pending right now are two petitions to  
16 intervene, one by BP Products North America, Inc.,  
17 and the other by WRB Refining, LLC. I have reviewed  
18 the petitions. I see that there is an interest. Let  
19 me ask, are there any objections to the Petitions to  
20 Intervene filed by these two companies?

21 MS. BUELL: Staff has no objection, Your Honor.

22 MR. STURTEVANT: Ameren has no objection

1     either, Your Honor.

2             JUDGE TAPIA:   Thank you.   Therefore, the  
3     petitions will be granted and these two companies  
4     will become parties in this matter.

5             The next step is the schedule.

6     Ms. Buell has a proposed schedule and I believe the  
7     Petitioner agrees with her schedule, Mr. Sturtevant?

8             MR. STURTEVANT:   That is correct, Your Honor.

9             JUDGE TAPIA:   For the record, Ms. Buell, can  
10    you go over the dates and then if anyone has any  
11    questions or comments?

12            MS. BUELL:   Yes, of course.   Thank you, Your  
13    Honor.   Staff's proposed schedule is as follows:

14                   Staff and Intervenor direct testimony  
15    February 21, .

16                   Status hearing March 6 at 10:00 a.m., .

17                   AmerenCIPS rebuttal testimony March  
18    13, .

19                   Staff and Intervenor rebuttal  
20    testimony April 3, .

21                   AmerenCIPS surrebuttal testimony April  
22    17, .

1                   And evidentiary hearing on May 7.  
2                   The status hearing on March 6 at 10:00  
3 a.m. could possibly become the evidentiary hearing in  
4 this matter if there are no contested issues. And  
5 the schedule that Staff had previously circulated  
6 among the parties indicated that the evidentiary  
7 hearing would be on May 7 at 10:00 a.m. However, it  
8 has recently been brought to Staff's attention that  
9 May 7 is in fact a bench session. So Staff would  
10 modify the May 7 proposal to be May 7 at 1:00 o'clock  
11 p.m.

12           JUDGE TAPIA: How does that fit with your  
13 schedule, Mr. Sturtevant, 1:00 p.m. on the 7th?

14           MR. STURTEVANT: That's fine, Your Honor.

15           JUDGE TAPIA: And counsel for BP Products  
16 North, how does that schedule work with you?

17           MR. DONOVAN: Your Honor, the schedule works  
18 fine for BP, although obviously the 1:00 p.m.  
19 afternoon time, starting time, would kind of depend  
20 on the extent of cross examination that would be  
21 pending.

22           JUDGE TAPIA: Okay. Anything from WRP

1 Refining?

2 MR. E. ROBERTSON: I wonder if on the hearing  
3 on the 7th if it would be possible to move that to  
4 the 8th. If it is not and since the other parties  
5 are in agreement, I would be willing to accept the  
6 schedule as proposed. But the 5th is the last day of  
7 cross exam in the ComEd delivery service case, and  
8 there is a week of cross examination before that, and  
9 the 6th is a due date for the reply brief and draft  
10 order in the Illinois-American rate case. The 7th, I  
11 could do it but it would give me one day, or us one  
12 day, to prepare for any cross examination if we did  
13 it on the 8th.

14 If other parties are conflicted on the  
15 8th or the judge is conflicted on the 8th, then we  
16 will make do with the schedule. That would be my  
17 only comment about the schedule.

18 JUDGE TAPIA: Okay, thank you. I believe the  
19 8th is a problem. Ms. Buell?

20 MS. BUELL: Arshia, it is my understanding that  
21 the 8th is a problem for you, is that correct?

22 MR. JAVAHERIAN: Currently, and I think Eric



1 would also have this problem, but it is not a problem  
2 if there is an evidentiary hearing set for that date  
3 already in the Illinois-American water case.

4 MR. E. ROBERTSON: No, there is no hearing on  
5 the 7th. Let me make that clear. There is a week of  
6 cross examination the week before and Monday the 5th,  
7 and there is a brief due in another case on Tuesday  
8 the 6th which would kind of stack us up as far as  
9 getting ready.

10 MR. JAVAHERIAN: No, I am just saying that I  
11 have an evidentiary hearing set for the 8th. At this  
12 point it might not come to fruition on the 8th. It  
13 might be taken care of well before this date. But  
14 right now it is set for the 8th.

15 JUDGE TAPIA: Counsel, please identify yourself  
16 when you are speaking.

17 MR. JAVAHERIAN: Arshia Javaherian with OGC.  
18 The 8th right now seems to be a conflict.

19 MR. E. ROBERTSON: Your Honor, this is Eric  
20 Robertson again. Let's leave it the way it is since  
21 it appears to be the most convenient date for other  
22 parties. I would only ask for the possibility that

1 if the conflict with the hearing on the 8th is  
2 eliminated and other parties are agreeable, that we  
3 might consider later on moving that back one day.  
4 But I will try to live with the schedule as the  
5 parties have agreed.

6 MR. DONOVAN: Your Honor, this is Joe Donovan  
7 for BP. I would perhaps throw out there that we can  
8 reconvene on this issue at the status hearing on  
9 March 6 and see if there is continuing conflict.

10 JUDGE TAPIA: Okay, we will do that. And I  
11 guess if there is a problem, I guess we can move it  
12 to the 9th. Is the 9th a problem for everyone?

13 MR. DONOVAN: I will have to run that back with  
14 my client. I only checked his availability on the  
15 7th. I am not sure what his other availability is.

16 MR. E. ROBERTSON: The 9th is all right with  
17 me, Your Honor, Eric Robertson.

18 JUDGE TAPIA: Okay, we will do that. We will  
19 just keep it on the 7th. And if anything changes,  
20 Mr. Javaherian, if anything changes in regards to  
21 your hearing, we can move it to the 8th if there is a  
22 problem.

1           MR. JAVAHERIAN: I should know by the 6th, Your  
2 Honor. Thank you.

3           JUDGE TAPIA: Okay. So we will go ahead and  
4 accept that schedule for this case. And then, of  
5 course, discovery will be now and between the  
6 testimony as filed.

7                   Any other issues that we need to  
8 resolve today? Hearing nothing, we will continue  
9 this matter until March 6 of '08 at 10:00 a.m., and  
10 we will accept the schedule that Ms. Buell just  
11 stated. Actually, Ms. Buell, would you one more time  
12 go through the schedule?

13          MS. BUELL: Of course, Your Honor.

14                   Staff and Intervenor direct testimony  
15 February 21, status hearing March 6 at 10:00 a.m.,  
16 AmerenCIPS rebuttal testimony March 13,  
17 Staff/Intervenor rebuttal testimony April 3,  
18 AmerenCIPS surrebuttal testimony April 17 and  
19 evidentiary hearing May 7 at 1:00 p.m.

20          JUDGE TAPIA: Thank you, Ms. Buell. Thank you,  
21 counsel. And then we will continue this matter to  
22 March 6 of '08 at 10:00 a.m.

1 (Whereupon the hearing in this  
2 matter was continued until March  
3 6, 2008, at 10:00 a.m. in  
4 Springfield, Illinois.)  
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